



STATE OF WISCONSIN

Senate Journal

1998 Extraordinary Session

1:35 P.M.

TUESDAY, April 28, 1998

The Senate met.

The Senate was called to order by Senator Brian Rude.

Senator Ellis, with unanimous consent, asked that the roll call and the pledge from the regular session be applied to the extraordinary session.

REPORT OF COMMITTEES

The committee on **Business, Economic Development and Urban Affairs** reports and recommends:

Assembly Bill 40

Relating to: the appointment of a person to act as a village trustee or common council member.

Concurrence.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

Assembly Bill 46

Relating to: the exemption for housing for older persons from the law prohibiting discrimination in housing based on age or family status and granting rule-making authority.

Concurrence.

Ayes, 3 – Senators Drzewiecki, Roessler and Darling.

Noes, 2 – Senators Moore and Plache.

BAST, RONALD R., of Richfield, as a member of the Auctioneer Board, to serve for the term ending May 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

BENNING, CYNTHIA A., of Fox Point, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

BLAUBACH, LORRAINE M., of Thiensville, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1999.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

BUSALACCHI, FRANK J., of Brookfield, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1999.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and

Plache.

Noes, 0 – None.

COOK, DR. CHARLES F., of Middleton, as a member of the Recycling Market Development Board, to serve for the term ending May 1, 2001.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

DENSOW, DANIEL P., of Appleton, as a member of the Funeral Directors Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

DORN, JAMES W., of Appleton, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

GAUGER, LYNN J., of Brookfield, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

HOBERG, GLENN, of River Falls, as a member of the Medical Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

IMHOFF, JAMES R., JR., of Madison, as a member of the Real Estate Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

KAMKE, SARAH L., of Schofield, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

KNIGHT, DOUGLAS V., of Eau Claire, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

LARSCHIED, CHARLES J., of Green Bay, as a member of the Recycling Market Development Board, to serve for the term ending May 1, 2001.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

LECOUNT, LYNNE M., of DeForest, as a member of the Optometry Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

MOOK, SHIRLEY A., of Marshfield, as a member of the Physical Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

MULDER, ROBERT F., JR., of West Salem, as a member of the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

RASMUSSEN, CHARLOTTE L., of Ringle, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

ROEVER, WANDA A., of Slinger, as a member of the Medical Examining Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

ROZAR, DONNA M., of Marshfield, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

SHEBESTA, HARVEY, of Waukesha, as a member of the Examining Board of Architects, Landscape Architects, Professional Geologists, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2001

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

VOZAR, PAUL R., of West Allis, as a member of the Real Estate Appraisers Board, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

WALSH, CHRISTINE M., of Beloit, as a member of the Recycling Market Development Board, to serve for the term ending May 1, 2001.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

WEED, L. DUANE, of Necedah, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2002.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

ZIELKE, PATRICK T., of La Crosse, as a member of the Recycling Market Development Board, to serve for the term ending May 1, 2000.

Confirmation.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

Senate Bill 369

Relating to: establishing a commercial real estate broker's commission lien.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Drzewiecki, Roessler, Darling, Moore and Plache.

Noes, 0 – None.

Gary Drzewiecki
Chairperson

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

April 22, 1998

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SULLIVAN, MICHAEL T., of Greendale, as Chair of the Parole Commission, to serve for the interim term ending March 1, 1999.

Sincerely,

TOMMY G. THOMPSON

Governor

Read and referred to committee on **State Government Operations and Corrections.**

Senator Farrow, with unanimous consent, asked that all the appointments be taken up en masse.

ARNDT, C. CHARLES, of Eagle River, as a member of the Board on Aging and Long-Term Care, to serve for the term ending May 1, 2003.

Read.

BAKKER, DORIS L., of Neillsville, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2003.

Read.

CONNOLLY-KEESLER, EILEEN M., of Neenah, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2001.

Read.

DEMICCHI, TED G., of Somers, as a member of the Board of Veterans Affairs, to serve for the interim term ending May 1, 2001.

Read.

MCGLOCKLIN, JON, of Hartland, as a member of the Board of Trustees of the Medical College of Wisconsin, Inc., to serve for the term ending May 1, 2004.

Read.

SCHELLINGER, JUDGE JACQUELINE D., of Wauwatosa, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2001.

Read.

SCHRAUFNAGEL, ALLEN E., of Portage, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2003.

Read.

SIZE, TIM, of Sauk City, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2003.

Read.

SKOCHELAK, DR. SUSAN E., of Madison, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2002.

Read

VUE, MAI ZONG, of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2001.

Read.

ZIELKE, PATRICK T., of La Crosse, as a member of the Wisconsin Waterways Commission, to serve for the interim term ending March 1, 1999.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 32.

Noes – Senator Chvala – 1.

Absent or not voting – None.

Confirmed.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Joint Resolution 46

Relating to: memorializing Congress to oppose the Environmental Protection Agency's proposed rules on animal waste.

Read.

The question was: Shall **Senate Joint Resolution 46** be adopted?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Breske, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Moen, Panzer, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 21.

Noes – Senators Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moore, Plache, C. Potter, Risser and Wirch – 12.

Absent or not voting – None.

Adopted.

Senate Bill 23

Relating to: special distinguishing registration plates associated with the Green Bay Packers professional football team, payments to D.A.R.E. Wisconsin, Ltd., and making an appropriation.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 23** offered by Senator Drzewiecki.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 23** offered by Senator Drzewiecki.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 23** offered by Senator Drzewiecki.

Senator Drzewiecki, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 23** be taken up at this time.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 23**?

Adopted.

Senator Drzewiecki, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 23** be laid on the table.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 23**?

The ayes and noes were demanded and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 32.

Noes – Senator Wineke – 1.

Absent or not voting – None.

Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 23

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Breske, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moore, Panzer, Plache, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 29.

Noes – Senators Burke, Moen, Risser and Wineke – 4.

Absent or not voting – None.

Passed.

Senate Bill 55

Relating to: restrictions on on–property signs.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 55** be referred to the Joint Committee on **Finance**.

Senator Weeden, with unanimous consent, asked that the rules be suspended and that **Senate Bill 55** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 55

Read a third time and passed.

Senate Bill 173

Relating to: termination of parental rights over a child who on 3 or more separate occasions has been placed outside of his or her home by an order of the juvenile court.

Read a second time.

Senate amendment 1 to **Senate Bill 173** offered by Senator Moore.

Senator Darling moved rejection of Senate amendment 1 to **Senate Bill 173**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 173**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 18.

Noes – Senators Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Shibilski, Wineke and Wirch – 15.

Absent or not voting – None.

Rejected.

Senate amendment 2 to **Senate Bill 173** offered by Senator Moore.

Senator Darling moved rejection of Senate amendment 2 to **Senate Bill 173**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 173**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Lazich, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 20.

Noes – Senators Breske, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Plache, Risser, Wineke and Wirch – 13.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 173

Read a third time and passed.

Senate Bill 251

Relating to: the operating privilege of an underage person convicted of certain alcohol–related offenses.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 251** be referred to the Joint Committee on **Finance**.

Senate Bill 352

Relating to: fishing licenses for certain disabled veterans.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 352** be referred to the Joint Committee on **Finance**.

Senator Weeden, with unanimous consent, asked that the rules be suspended and that **Senate Bill 352** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 352**?

Adopted.

Ordered to a third reading.

Senator Moen, with unanimous consent, asked to be added as a coauthor of **Senate Bill 352**.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Farrow, with unanimous consent, asked to be added as a coauthor of **Senate Bill 352**.

Senate Bill 352

Read a third time and passed.

Senate Bill 425

Relating to: the delegation of authority by 1st class city school districts over funds held in trust for certain pension plans.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 425**?

Adopted.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 425

Read a third time and passed.

Senate Bill 473

Relating to: a periodic study of the public schools.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 473

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Ellis, George, Grobschmidt, Jauch, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Wineke and Wirch – 25.

Noes – Senators Drzewiecki, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Welch and Zien – 8.

Absent or not voting – None.

Passed.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 81** be considered for action at this time.

Assembly Joint Resolution 81

Relating to: urging the U.S. secretary of agriculture to immediately change the federal milk pricing system.

Read.

Senate amendment 1 to **Assembly Joint Resolution 81** offered by Senators Zien, A. Lasee, Fitzgerald, Welch, Wineke, Panzer, Drzewiecki, Clausing, Schultz, Breske and Roessler.

Senator George, Darling and Shibilski, with unanimous consent, asked to be made cosponsors of **Assembly Joint Resolution 81**.

Senator George, Darling and Shibilski, with unanimous consent, asked to be made cosponsors of **Assembly Joint Resolution 50**.

The question was: Adoption of Senate amendment 1 to **Assembly Joint Resolution 81**?

Adopted.

Senator Roessler, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 81**.

The question was: Shall **Assembly Joint Resolution 81** be concurred in?

Concurred in as amended.

Senator Farrow, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Senator Farrow, with unanimous consent, asked that **Senate Bill 474** be placed after **Assembly Bill 265** on the calendar of April 28, 1998.

Senate Bill 521

Relating to: a parent's right to know certain information about a family day care center and the posting and making available to parents of reports and notices of violations by family day care centers.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 521

Read a third time and passed.

Senate Bill 527

Relating to: the manufacture, distribution and sale in this state of any mattress, upholstered spring, comforter, pad, cushion or pillow designed and manufactured for the purpose of sleeping or reclining and providing a penalty.

Read a second time.

IN THE CHAIR

3:05 P.M.

Senator Lasee in the chair.

Senator Farrow, with unanimous consent, asked to be added as a coauthor of **Senate Bill 527**.

Senate amendment 1 to **Senate Bill 527** offered by Senator Rosenzweig.

The question was: Adoption of Senate amendment 1 to **Senate Bill 527**?

Adopted.

Ordered to a third reading.

Senator Roessler, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 527

Read a third time and passed.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Joint Resolution 50

Relating to: proclaiming "Law Enforcement Week" and "Law Enforcement Memorial Day".

Read.

The question was: Adoption of Senate amendment 1 to **Assembly Joint Resolution 50**?

Adopted.

The question was: Shall **Assembly Joint Resolution 50** be concurred in?

Concurred in as amended.

Assembly Joint Resolution 52

Relating to: memorializing Congress to begin the process of amending the constitution to enable Congress and the states to enact legislation prohibiting the desecration of the American flag.

Senator A. Lasee, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 52**.

Senator Risser moved nonconcurrence in **Assembly Joint Resolution 52**.

The question was: Shall **Assembly Joint Resolution 52** be nonconcurred in?

Refused nonconcurrence.

The question was: Shall **Assembly Joint Resolution 52** be concurred in?

Concurred in.

Assembly Joint Resolution 54

Relating to: proclaiming Armed Forces Day.

The question was: Adoption of Senate amendment 1 to **Assembly Joint Resolution 54**?

Adopted.

The question was: Shall **Assembly Joint Resolution 54** be concurred in?

Concurred in as amended.

Assembly Bill 74

Relating to: forfeiture of property used to commit certain crimes and court fees in property forfeiture proceedings.

Read a second time.

Senate amendment 1 to **Assembly Bill 74** offered by Senator Risser.

Senator George moved that **Assembly Bill 74** be referred to the committee on **Judiciary**.

The question was: Shall **Assembly Bill 74** be referred to the committee on **Judiciary**?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 21; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Decker, George, Jauch, Moen, Moore, Plache, Risser, Wineke and Wirch – 12.

Noes – Senators Clausing, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Lazich, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 21.

Absent or not voting – None.

Referral refused.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 74**?

Adopted.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 74

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Panzer, Plache, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 28.

Noes – Senators Fitzgerald, George, Moen, Moore and Risser – 5.

Absent or not voting – None.

Concurred in as amended.

IN THE CHAIR

4:21 P.M.

Senator Rude in the chair.

Senator Drzewiecki, with unanimous consent, asked that the Senate stand informal for 3 minutes.

4:25P.M.

STOOD INFORMAL

4:28 P.M.

The Senate reconvened.

Senator Rude in the chair.

Assembly Bill 158

Relating to: increasing the fees charged by a register of deeds for recording certain plats.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 158

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 191

Relating to: granting credit against child or family support.

Read a second time.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 191

Read a third time and concurred in.

Assembly Bill 215

Relating to: nitrous oxide and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 215**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 215**?

Adopted.

Ordered to a third reading.

Senator Farrow, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 215

Read a third time and concurred in as amended.

Assembly Bill 216

Relating to: the playing of bingo by persons under the age of 18.

Read a second time.

Senate amendment 1 to **Assembly Bill 216** offered by Senator Roessler.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 216**?

Adopted.

Senator Roessler, with unanimous consent, asked that **Assembly Bill 216** be placed at the foot of the calendar of April 28, 1998.

Assembly Bill 242

Relating to: placing bodily substances in edibles and providing a penalty.

Read a second time.

Senate amendment 1 to **Assembly Bill 242** offered by Senator Risser.

Senator Shibilski moved rejection of Senate amendment 1 to **Assembly Bill 242**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 242**?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, A. Lasee, Lazich, Panzer, C. Potter, Roessler, Rosenzweig, Schultz, Shibilski, Welch and Zien – 16.

Noes – Senators Breske, Burke, Chvala, Clausing, Cowles, Decker, George, Huelsman, Jauch, Moen, Moore, Plache, Risser, Rude, Weeden, Wineke and Wirch – 17.

Absent or not voting – None.

Rejection refused.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 242?**

Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 242

Read a third time and concurred in as amended.

Assembly Bill 265

Relating to: liability for worthless checks.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 265

Read a third time and concurred in.

Senate Bill 474

Relating to: solvency contribution rates applicable to certain employers for unemployment insurance purposes in 1998, unemployment insurance information technology systems and making an appropriation.

Ordered to a third reading.

Senator Drzewiecki, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 474

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Passed.

Assembly Bill 275

Relating to: access by a child's substitute care provider to medical information concerning the child, the child's religious affiliation or belief and information relating to any involvement of the child in any sexual abuse, in any cult or group that promotes criminal activity or in any activities that are harmful to the child.

Read a second time.

Senate amendment 1 to **Assembly Bill 275** offered by Senator Moore.

Senator Moore, with unanimous consent, asked that Senate amendment 1 to **Assembly Bill 275** be withdrawn and returned to author.

Senate amendment 2 to **Assembly Bill 275** offered by Senator Moore.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 275?**

Adopted.

Senator Roessler moved reconsideration of the vote by which Senate amendment 2 was adopted.

The question was: Reconsideration of the vote by which Senate amendment 2 was adopted?

Reconsidered.

Senator Roessler moved rejection of Senate amendment 2 to **Assembly Bill 275.**

The question was: Rejection of Senate amendment 2 to **Assembly Bill 275?**

Rejected.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 275

Read a third time and concurred in.

Assembly Bill 276

Relating to: criminal invasion of privacy and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 276

Read a third time and concurred in.

Assembly Bill 278

Relating to: committing certain violent crimes against an elder person and providing a penalty.

Read a second time.

Senate amendment 1 to **Assembly Bill 278** offered by Senator Risser.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 278?**

Senator Ellis moved that Senate amendment 1 to **Assembly Bill 278** be laid on the table.

Tabled.

Senate amendment 2 to **Assembly Bill 278** offered by Senator Risser.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 278?**

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, Plache, C. Potter, Risser, Shibilski, Wineke and Wirch – 16.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 17.

Absent or not voting – None.

Adoption refused.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 278

Read a third time and concurred in.

Assembly Bill 361

Relating to: "sale or return" or consignment sales under the uniform commercial code.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Drzewiecki, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 361**.

Assembly Bill 361

Read a third time and concurred in.

Assembly Bill 364

Relating to: tampering with hour meters of farm equipment and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Drzewiecki, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 364**.

Assembly Bill 364

Read a third time and concurred in.

Assembly Bill 392

Relating to: the farm mediation and arbitration program, eliminating the farm mediation and arbitration board, the farmer assistance program, exit from and entry into the dairy industry, granting rule-making authority and making an appropriation.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 392

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 402

Relating to: the counties and municipalities that may participate in negotiation and arbitration concerning a proposed landfill or hazardous waste facility.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Assembly Bill 402**?

Adopted.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 402**?

Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 402

Read a third time and concurred in as amended.

Assembly Bill 436

Relating to: operation of snowmobiles in proximity to persons not on snowmobiles.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 436

Read a third time and concurred in.

Assembly Bill 453

Relating to: the publication of a noxious weeds notice by a city, village or town.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 453

Read a third time and concurred in.

Assembly Bill 470

Relating to: temporary “Class B” licenses and intoxicating liquor.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 470

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes – Senators Breske, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Roessler, Rosenzweig, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 27.

Noes – Senators Burke, George, Grobschmidt, Risser, Rude and Wirch – 6.

Absent or not voting – None.

Concurred in.

Assembly Bill 486

Relating to: holding juveniles in municipal lockup facilities and granting rule-making authority.

Read a second time.

Senator George moved nonconcurrency in **Assembly Bill 486**.

The question was: Shall **Assembly Bill 486** be nonconcurrent in?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 23; absent or not voting, 0; as follows:

Ayes – Senators Burke, Chvala, Clausing, George, Jauch, Moen, Moore, Plache, Risser and Wineke – 10.

Noes – Senators Breske, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Lazich, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 23.

Absent or not voting – None.

Refused nonconcurrency.

Senator George, with unanimous consent, asked that **Assembly Bill 486** be laid on the table.

Senator Fitzgerald objected.

Senator George moved that **Assembly Bill 486** be laid on the table.

The question was: Shall **Assembly Bill 486** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 6; noes, 27; absent or not voting, 0; as follows:

Ayes – Senators Chvala, George, Moore, Plache, Risser and Wineke – 6.

Noes – Senators Breske, Burke, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 27.

Absent or not voting – None.

Refused tabling.

Senator George moved that **Assembly Bill 486** be referred to the joint committee on **Finance**.

The question was: Shall **Assembly Bill 486** be referred to the joint committee on **Finance**?

The ayes and noes were demanded and the vote was: ayes, 5; noes, 28; absent or not voting, 0; as follows:

Ayes – Senators George, Moore, Plache, Risser and Wineke – 5.

Noes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wirch and Zien – 28.

Absent or not voting – None.

Refused to refer to joint committee on **Finance**.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 486

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Panzer, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 28.

Noes – Senators Chvala, George, Moore, Plache and Risser – 5.

Absent or not voting – None.

Concurred in.

Assembly Bill 493

Relating to: retail theft.

Read a second time.

Senate amendment 1 to **Assembly Bill 493** offered by Senator Grobschmidt.

Senator Wirch moved rejection of Senate amendment 1 to **Assembly Bill 493**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 493**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Moen, Panzer, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 22.

Noes – Senators Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Moore, Plache, C. Potter and Risser – 11.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 493

Read a third time and concurred in.

Assembly Bill 505

Relating to: persistent child sex offenders and providing penalties.

Read a second time.

Senator Darling, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 505**.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 505

Read a third time and concurred in.

Assembly Bill 510

Relating to: filing a certified copy of a petition and order for hearing for guardianship with the register of deeds, requiring a historical society to pay a register of deeds to record the society's articles of incorporation and requiring certain documents that are recorded with a register of deeds to be legible.

Read a second time.

Senate amendment 1 to **Assembly Bill 510** offered by Senator Burke.

Senator Panzer, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 510**.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 510**?

Adopted.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 510

Read a third time and concurred in as amended.

Assembly Bill 537

Relating to: recording requirements for condominium instruments.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 537

Read a third time and concurred in.

Assembly Bill 548

Relating to: notices concerning proposals by American Indian tribal governing bodies to redesignate areas for air quality purposes.

Read a second time.

Senate amendment 1 to **Assembly Bill 548** offered by Senator Cowles.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 548**?

Adopted.

Senator Zien, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 548**.

Ordered to a third reading.

Senator Drzewiecki, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 548

Read a third time and concurred in as amended.

Assembly Bill 566

Relating to: sales tax and use tax late filing fees.

Read a second time.

Ordered to a third reading.

Senator Ellis, with unanimous consent, asked that the bill be considered for final action at this time.

IN THE CHAIR

7:20 P.M.

Senator Drzewiecki in the chair.

Assembly Bill 566

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, C. Potter, Risser, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 577

Relating to: pharmacological treatment for persons convicted of certain child sex offenses and certain persons found to be sexually violent persons, and affecting parole.

Read a second time.

IN THE CHAIR

7:26 P.M.

Senator Rude in the chair.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 548**.

Ordered to a third reading.

Senator Weeden, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 577

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Panzer, Plache, C. Potter, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke, Wirch and Zien – 30.

Noes – Senators George, Moore and Risser – 3.

Absent or not voting – None.

Concurred in.

ANNOUNCEMENTS, ADJOURNMENT HONORS AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ed Kleinhammer and Dean Habel – two people who are making a difference in the lives of young people. Ed Kleinhammer is a retired musician. For 45 years, he played the trombone with the Chicago Symphony Orchestra. He now resides in Hayward and volunteers with the Hayward High School Band twice a week, tutoring young musicians and providing them with the benefit of his years of experience with the Chicago Symphony Orchestra. The students and band director are delighted to have someone with his knowledge and talent adding something special to their education. Mr. Kleinhammer is giving a priceless gift to the next generation of musicians. Dean Habel is a retired assistant superintendent from the Fridley School system in Minnesota. He has been volunteering for the Hayward Elementary School for the past several years, providing guidance and education to the children of the Hayward area. Mr. Habel is there whenever the kids need him, listening and helping out.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Darling on the occasion of celebrating her Birthday.

ADJOURNMENT

Senator Ellis, with unanimous consent, asked that the Senate adjourn until Thursday, April 30 at 10:00 A.M..

Adjourned.

8:01 P.M.

AMENDMENTS OFFERED

Senate amendment 2 to **Assembly Bill 216** offered by Senators Jauch and Roessler.

Senate amendment 3 to **Assembly Bill 216** offered by Senator Roessler.

Senate amendment 4 to **Assembly Bill 216** offered by Senator Risser.

Senate amendment 2 to **Assembly Bill 631** offered by Senator C. Potter.

Senate amendment 3 to **Assembly Bill 631** offered by Senator C. Potter.

Senate amendment 1 to **Assembly Bill 658** offered by Senator Moore.

Senate amendment 2 to **Assembly Bill 668** offered by Senator Cowles.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 686** offered by Senators Drzewiecki and Darling.

Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 686** offered by Senator Drzewiecki.

Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 686** offered by Senators Shibilski and Huelsman.

Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 686** offered by Senators Decker, C. Potter and Darling.

Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 686** offered by Senator Moore.

Senate substitute amendment 1 to **Assembly Bill 701** offered by Senator Burke.

Senate amendment 1 to **Assembly Bill 701** offered by Senator Cowles.